

Clark County Air Pollution Control Hearing Board

Annotated Agenda

November 8, 2012 – 1:30 P.M. Clark County Building Department Presentation Room 4701 West Russell Road Las Vegas, NV

Hearing Board Members

James Lavelle, Esq., Chairman Daniel Sanders, Vice-Chairman Herbert Inhaber Mark S. Ireland Bruce Johnson, P.E. Karen Purves Craig Schweisinger

Deputy District Attorney

Catherine Jorgenson, Esq.

Air Quality Staff

Tina Gingras, Assistant Director
Gary Miller, Compliance and Enforcement Manager

NRS 241.020 requires that written notice of all meetings of the Clark County Air Pollution Control Hearing Board be given at least three working days before the meetings. The notice shall include the time, place, location and agenda of the meeting. BUT, a request for notice lapses six months after it is made. The Clark County Air Pollution Control Hearing Board informs each requester of this fact by this notation on this copy of the notice mailed to you.

Items on the agenda may be taken out of order.

• The Air Pollution Control Hearing Board may combine two or more agenda items for consideration.

• The Air Pollution Control Hearing Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

ITEM ACTION REQUESTED

I. CALL TO ORDER

1:35 P.M.

II. PUBLIC COMMENT

No action may be taken upon a matter raised under this item until the matter itself has been specifically included on an agenda. Public comments may be considered on specific agenda items. Please clearly state your name and address for the record. Speaking time will be limited to five (5) minutes per person.

There were no public comments.

III. APPROVE MINUTES OF AUGUST 9, 2012 MEETING

APPROVED.

IV. MATTERS REQUIRING BOARD ACTION DISCUSSION/POSSIBLE ACTION

GRANT/DENY/TAKE OTHER APPROPRIATE ACTION

A. APPEALS

- 1. **FORTE SPECIALTY CONTRACTORS NOV** #8053 Forte Specialty Contractors (Forte) is appealing the Air Pollution Control Hearing Officer's Order. On July 11, 2012, the Hearing Officer found Forte in violation of Air Quality Regulations Subsection 13.1.7 [Code of Federal Regulations Parts 61.145(a), 61.145(b)(1), 61.145(b)(3)(i)] for failure to thoroughly inspect the affected facility for the presence of asbestos, including Category I and Category II nonfriable asbestos-containing materials, and for failure to provide a Demolition Notification Form ten days prior to commencement of demolition or renovation, documented during site inspections of the TitleMax Charleston construction/remodel project of Forte Specialty Contractors on December 28 and 29, 2011, located at 4077 West Charleston Boulevard in Clark County, Nevada. A penalty of \$6,000 was assessed.
- Board approved proposed settlement, which included a \$2,500 penalty.

- 2. GAUDIN MOTOR COMPANY NOV #8359 Gaudin Motor Company (Gaudin) is appealing the Air Pollution Control Hearing Officer's Order. On September 12, 2012, the Hearing Officer found Gaudin in violation of Air Quality Regulations Subsection 12.1.3.1 for operating a surface-coating operation without a minor source permit identified during a compliance evaluation on February 6, 2012 at the Gaudin Motor Company facility (Pending Source 17143), located at 6625 Roy Horn Way in Clark County, Nevada. A penalty of \$8,000 was assessed.
- 2. Gaudin Motor Company stipulated to facts as alleged. Board denied appeal. Board found Gaudin Motor Company in violation. \$6,000 penalty assessed.

V. PUBLIC COMMENT

No action may be taken upon a matter raised under this item until the matter itself has been specifically included on an agenda. Public comments may be considered on specific agenda items. Please clearly state your name and address for the record. Speaking time will be limited to five (5) minutes per person.

There were no public comments.

| ITEM | ACTION REQUESTED |
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VI. ADJOURNMENT 3:03 P.M.

The Presentation Room is accessible to individuals with disabilities. With twenty-four (24) hour advanced request, a sign language interpreter may be made available (telephone number TT/TDD: Nevada Relay toll-free (800) 326-6868) and assisted listening devices are available upon request.

COPIES OF THIS AGENDA HAVE BEEN POSTED IN THE LOBBY AT THE FOLLOWING LOCATIONS: 1) LAS VEGAS CITY HALL; 400 Stewart Avenue, Las Vegas, NV; 2) HENDERSON CITY HALL, 240 Water Street, Henderson, NV; 3) NORTH LAS VEGAS CITY HALL, 2200 Civic Center Drive, North Las Vegas, NV; 4) BOULDER CITY, CITY HALL; 401 California Avenue, Boulder City, NV; 5) CITY OF MESQUITE, 10 E. Mesquite, Mesquite, NV; 6) and CLARK COUNTY GOVERNMENT CENTER, 500 S. Grand Central Parkway, Las Vegas, NV.